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OFFICE OF PETITIONS

MERCHANT & GOULD PC
P.O. BOX 2903
MINNEAPOLIS MN 55402-0903

In re Application of :
Buis :
Application No. 09/963,807 : ON PETITION
Filed: September 26, 2001 :
Attorney Docket No. :
15962.0003US01/BLD9200100 :

This is a decision on the renewed petition under the unintentional provisions of 37 CFR 1.137(b), filed August 17, 2009, to revive the above-identified application.

The petition is GRANTED.

The application became abandoned November 18, 2007 for failure to timely submit an appeal brief in response to the Notice of Appeal filed September 17, 2007. Notice of Abandonment was mailed October 1, 2008. A petition under 37 CFR 1.137(b) was filed December 1, 2009 and dismissed June 15, 2009.

A grantable petition under 37 CFR 1.137(b) must be accompanied by: (1) the required reply, unless previously filed; (2) the petition fee as set forth in 37 CFR 1.17(m); (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional; and (4) any terminal disclaimer (and fee as set forth in 37 CFR 1.20(d)) required by 37 CFR 1.137(d). Where there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137 was unintentional, the Director may require additional information. See MPEP 711.03(c)(II)(C) and (D).

The instant petition has been carefully reviewed and found in compliance with the requirements set forth above.

This application is being directed to Group Art Unit 2625 for consideration of the request for continued examination, December 1, 2009, and the submission, filed August 17, 2009.

/ALEZIA M. BROWN/

Alesia M. Brown
Petitions Attorney
Office of Petitions